



TRADEMARK

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Trademark Application of

Rally Manufacturing Inc.

Serial No.: 78/576416

Mark: DURA GUARD

Filed: February 28, 2005

:
:
: Int'l. Class: 027
:
: Law Office: 109
:
: Ex. Atty.: Julie M Guttadauro
:
: Atty. Dkt. No.: 08209.672

Assistant Commissioner of Trademarks

Sir:

RESPONSE TO FINAL OFFICE ACTION

This responds to the Final Action of June 13, 2006. Applicant maintains that the widespread use of variants of "Dura Guard" throughout both the automotive industry and within the same class of many goods and services is strong evidence, coupled with Applicant's previous remarks that no likelihood of confusion can possible exists between applicant's goods and US. Registration 2416438. Attached hereto are copies of printouts of twenty eight registrations to variants of "Dura Guard" both within the automotive industry and other industries within the same class. Applicant notes the Examining attorney's previous objection to a simple listing rather than providing soft copies. The attached Exhibit serves to introduce these registrations into evidence. Applicant has



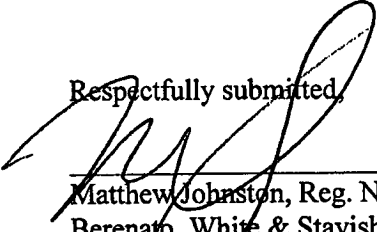
concurrently filed a notice of appeal.

It is further noted that the registration forming the basis of the refusal does not relate to any part or accessory within a vehicle as opposed to Applicants goods of Floor mats. Reconsideration and publication are respectfully requested

Applicant submits that in light of the overwhelming issue of the mark "Dura Guard" throughout both the automotive and other industries that, this application is now in condition for publication. If the Examining Attorney has any questions concerning this application or this amendment, she is invited to contact the Applicant's attorney at the below-listed number.

Date: December 13, 2006

Respectfully submitted,



Matthew Johnston, Reg. No. 41,096
Berenato, White & Stavish
6550 Rock Spring Drive
Suite 240
Bethesda, MD 20817
(301) 896-0600
Attorney for Applicant

EXHIBIT 1

28 U.S. Registrations



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Word Mark	DURAGUARD
Goods and Services	IC 018. US 001 002 003 022 041. G & S: Protective chemical coating pre-applied to and sold as a feature of carrying cases, luggage, suitcases, garment bags for travel, all purpose sports bags, toiletry cases sold empty, shoulder bags, carrying cases, tote bags, rolling tote bags, duffle bags, rolling duffle bags, backpacks, and rolling backpacks
Standard Characters Claimed	
Mark Drawing Code	(4) STANDARD CHARACTER MARK
Design Search Code	
Serial Number	78704052
Filing Date	August 31, 2005
Current Filing Basis	1B
Original Filing Basis	1B
Published for Opposition	October 3, 2006
Owner	(APPLICANT) TRAVELPRO INTERNATIONAL, INC. CORPORATION FLORIDA 700 Banyan Trail Boca Raton FLORIDA 33431
Attorney of Record	Robert J. Sacco
Type of Mark	TRADEMARK
Register	PRINCIPAL
Live/Dead Indicator	LIVE



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Word Mark	DURAGUARD
Goods and Services	IC 002; US 006 011 016. G & S: COATINGS IN THE NATURE OF A PROTECTIVE FINISH FOR METAL HARDWARE
Standard Characters Claimed	
Mark Drawing Code	(4) STANDARD CHARACTER MARK
Design Search Code	
Serial Number	78611644
Filing Date	April 19, 2005
Current Filing Basis	1B
Original Filing Basis	1B
Owner	(APPLICANT) Liberty Hardware Mfg. Corp. CORPORATION FLORIDA 140 Business Park Drive Winston-Salem NORTH CAROLINA 27107
Attorney of Record	Edgar A. Zarins
Type of Mark	TRADEMARK
Register	PRINCIPAL
Live/Dead Indicator	LIVE



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Word Mark DURAGUARD

Goods and Services IC 003. US 001 004 006 050 051 052. G & S: Bleaching preparations; cleaning, polishing, scouring or abrasive preparations; drain and sink cleaning preparations; detergents; detergents having disinfectant properties; cleaning preparations having disinfectant properties, limescale removers, rust removers, decalcifying and descaling preparations for household use; soaps; stain removing preparations; cleaning preparations which prevent the build-up of stains and limescale

IC 005. US 006 018 044 046 051 052. G & S: Sanitary preparations; disinfectants; disinfectant preparations; disinfectant solutions for use in wiping surfaces; disinfectants for household use or for hygiene or sanitary purposes; disinfecting agents and preparations having disinfecting properties; anti-bacterial preparations; air freshening or air purifying preparations or substances; fungicides; preparations or substances having sanitary, disinfecting, air freshening, air purifying or fungicidal properties

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Design Search Code

Serial Number 78942787

Filing Date August 2, 2006

Current Filing Basis 1B;44E

Original Filing Basis 1B;44E

Owner (APPLICANT) Reckitt & Colman (Overseas) Limited CORPORATION UNITED KINGDOM Dansom Lane Hull UNITED KINGDOM HU8 7DS

Attorney of Record Robert A. Hyde

Type of Mark TRADEMARK

Register PRINCIPAL

Live/Dead Indicator LIVE



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Word Mark	DURAGUARD
Goods and Services	IC 005. US 006 018 044 046 051 052. G & S: Insect repellents
Standard Characters Claimed	
Mark Drawing Code	(4) STANDARD CHARACTER MARK
Design Search Code	
Serial Number	78678677
Filing Date	July 26, 2005
Current Filing Basis	1B
Original Filing Basis	1B
Published for Opposition	April 11, 2006
Owner	(APPLICANT) W.F. YOUNG, INCORPORATED CORPORATION MASSACHUSETTS 302 Benton Drive East Longmeadow MASSACHUSETTS 01028
Attorney of Record	Arthur F. Dionne, Esq.
Type of Mark	TRADEMARK
Register	PRINCIPAL
Live/Dead Indicator	LIVE



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Typed Drawing

Word Mark	DURAGUARD
Goods and Services	IC 009. US 021 023 026 036 038. G & S: analytical chemistry laboratory equipment, namely, a protective pre-column used with capillary chromatography instruments. FIRST USE: 19990201. FIRST USE IN COMMERCE: 19990400
Mark Drawing Code	(1) TYPED DRAWING
Design Search Code	
Serial Number	75773696
Filing Date	August 12, 1999
Current Filing Basis	1A
Original Filing Basis	1B
Published for Opposition	June 20, 2000
Registration Number	2443921
Registration Date	April 17, 2001
Owner	(REGISTRANT) J&W Scientific, Inc. CORPORATION DELAWARE 91 Blue Ravine Road Folsom CALIFORNIA 95630
Assignment Recorded	ASSIGNMENT RECORDED
Attorney of Record	Molly Buck Richard
Type of Mark	TRADEMARK
Register	PRINCIPAL
Live/Dead Indicator	LIVE



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Typed Drawing

Word Mark	DURAGUARD
Goods and Services	IC 016. US 002 005 022 023 029 037 038 050. G & S: adhesive-backed property identification tags. FIRST USE: 19980528. FIRST USE IN COMMERCE: 19980528
Mark Drawing Code	(1) TYPED DRAWING
Design Search Code	
Serial Number	75531439
Filing Date	August 5, 1998
Current Filing Basis	1A
Original Filing Basis	1A
Published for Opposition	May 18, 1999
Registration Number	2269080
Registration Date	August 10, 1999
Owner	(REGISTRANT) Tricor Direct, Inc. CORPORATION DELAWARE 20 Thompson Road Branford CONNECTICUT 064052842
Attorney of Record	Leslie Bertagnolli
Type of Mark	TRADEMARK
Register	PRINCIPAL
Affidavit Text	SECT 15. SECT 8 (6-YR).
Live/Dead Indicator	LIVE



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Typed Drawing

Word Mark	DURAGUARD
Goods and Services	IC 016. US 002 005 022 023 029 037 038 050. G & S: adhesive-backed property identification tags. FIRST USE: 19980528. FIRST USE IN COMMERCE: 19980528
Mark Drawing Code	(1) TYPED DRAWING
Design Search Code	
Serial Number	75531439
Filing Date	August 5, 1998
Current Filing Basis	1A
Original Filing Basis	1A
Published for Opposition	May 18, 1999
Registration Number	2269080
Registration Date	August 10, 1999
Owner	(REGISTRANT) Tricor Direct, Inc. CORPORATION DELAWARE 20 Thompson Road Branford CONNECTICUT 064052842
Attorney of Record	Leslie Bertagnolli
Type of Mark	TRADEMARK
Register	PRINCIPAL
Affidavit Text	SECT 15. SECT 8 (6-YR).
Live/Dead Indicator	LIVE



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Typed Drawing

Word Mark	DURAGUARD
Goods and Services	IC 019. US 001 012 033 050. G & S: non-metallic building materials, namely, molded grating and molded frame for trench drains. FIRST USE: 19990303. FIRST USE IN COMMERCE: 19990303
Mark Drawing Code	(1) TYPED DRAWING
Design Search Code	
Serial Number	75327889
Filing Date	July 21, 1997
Current Filing Basis	1A
Original Filing Basis	1B
Published for Opposition	July 21, 1998
Registration Number	2261491
Registration Date	July 13, 1999
Owner	(REGISTRANT) Strongwell Corporation CORPORATION VIRGINIA 400 Commonwealth Avenue Bristol VIRGINIA 242013820 (LAST LISTED OWNER) STRONGWELL LENOIR CITY, INC. CORPORATION VIRGINIA 3621 INDUSTRIAL PARK DRIVE LENOIR CITY VIRGINIA 37771
Assignment Recorded	ASSIGNMENT RECORDED
Attorney of Record	Arlene D. Hanks
Prior Registrations	1193634;1699821;AND OTHERS
Type of Mark	TRADEMARK
Register	PRINCIPAL
Affidavit Text	SECT 15. SECT 8 (6-YR).
Live/Dead Indicator	LIVE



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Typed Drawing

Word Mark	DURAGUARD
Goods and Services	IC 002. US 006 011 016. G & S: protective polymer coating for application to laminates for furniture products. FIRST USE: 19950914. FIRST USE IN COMMERCE: 19950914
Mark Drawing Code	(1) TYPED DRAWING
Design Search Code	
Serial Number	74618341
Filing Date	January 4, 1995
Current Filing Basis	1A
Original Filing Basis	1B
Published for Opposition	September 5, 1995
Registration Number	2099812
Registration Date	September 23, 1997
Owner	(REGISTRANT) Sauder Woodworking Co. CORPORATION OHIO 502 Middle Street Archbold OHIO 43502
Attorney of Record	Gregg W. Emch
Type of Mark	TRADEMARK
Register	PRINCIPAL
Affidavit Text	SECT 15. SECT 8 (6-YR).
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Typed Drawing

Word Mark	DURAGUARD
Goods and Services	IC 007. US 013 019 021 023 031 034 035. G & S: dishwasher racks sold as a unit with dish washing machines. FIRST USE: 19920800. FIRST USE IN COMMERCE: 19920800
Mark Drawing Code	(1) TYPED DRAWING
Design Search Code	
Serial Number	74276766
Filing Date	May 18, 1992
Current Filing Basis	1A
Original Filing Basis	1B
Published for Opposition	October 20, 1992
Registration Number	1897957
Registration Date	June 6, 1995
Owner	(REGISTRANT) MAYTAG CORPORATION CORPORATION DELAWARE 403 West Fourth Street North Newton IOWA 50208
Type of Mark	TRADEMARK
Register	PRINCIPAL
Affidavit Text	SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20050203.
Renewal	1ST RENEWAL 20050203
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Typed Drawing

Word Mark	DURAGUARD
Goods and Services	IC 012. US 019. G & S: oil filters for automotive engines. FIRST USE: 19880927. FIRST USE IN COMMERCE: 19880927
Mark Drawing Code	(1) TYPED DRAWING
Design Search Code	
Serial Number	74039062
Filing Date	March 16, 1990
Current Filing Basis	1A
Original Filing Basis	1A
Published for Opposition	November 13, 1990
Registration Number	1633965
Registration Date	February 5, 1991
Owner	(REGISTRANT) General Motors Corporation CORPORATION DELAWARE 3044 West Grand Boulevard Detroit MICHIGAN 48202
Attorney of Record	TIMOTHY G. GORBATOFF
Type of Mark	TRADEMARK
Register	PRINCIPAL
Affidavit Text	SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20010321.
Renewal	1ST RENEWAL 20010321
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Typed Drawing

Word Mark	DURAGUARD
Goods and Services	IC 011. US 013. G & S: toilet seats. FIRST USE: 19900411. FIRST USE IN COMMERCE: 19900411
Mark Drawing Code	(1) TYPED DRAWING
Design Search Code	
Serial Number	74022433
Filing Date	January 25, 1990
Current Filing Basis	1A
Original Filing Basis	1B
Published for Opposition	March 26, 1991
Registration Number	1728562
Registration Date	October 27, 1992
Owner	(REGISTRANT) Bemis Manufacturing Company CORPORATION WISCONSIN 300 Mill Street Sheboygan Falls WISCONSIN 53085
Attorney of Record	DAVID R. PRICE
Type of Mark	TRADEMARK
Register	PRINCIPAL
Affidavit Text	SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20020814.
Renewal	1ST RENEWAL 20020814
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Typed Drawing

Word Mark	DURAGUARD
Goods and Services	IC 027. US 002. G & S: VINYL FLOOR COVERING. FIRST USE: 19891016. FIRST USE IN COMMERCE: 19891016
Mark Drawing Code	(1) TYPED DRAWING
Design Search Code	
Serial Number	74011198
Filing Date	December 15, 1989
Current Filing Basis	1A
Original Filing Basis	1A
Published for Opposition	August 14, 1990
Registration Number	1621357
Registration Date	November 6, 1990
Owner	(REGISTRANT) AMERICAN BILTRITE INC. CORPORATION DELAWARE 57 RIVER STREET WELLESLEY HILLS MASSACHUSETTS 02181 (LAST LISTED OWNER) CONGOLEUM CORPORATION CORPORATION ASSIGNEE OF DELAWARE 3705 QUAKERBRIDGE ROAD, SUITE 211 POST OFFICE BOX 3127 MERCERVILLE NEW JERSEY 08619
Assignment Recorded	ASSIGNMENT RECORDED
Attorney of Record	ANTHONY F. LO CICERO
Type of Mark	TRADEMARK
Register	PRINCIPAL
Affidavit Text	SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20010208.
Renewal	1ST RENEWAL 20010208
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Typed Drawing

Word Mark DURAGUARD
Goods and Services IC 012. US 019. G & S: Wear Plates for Railway Vehicles. FIRST USE: 19770930. FIRST USE IN COMMERCE: 19770930
Mark Drawing Code (1) TYPED DRAWING
Design Search Code
Serial Number 73385327
Filing Date September 13, 1982
Current Filing Basis 1A
Original Filing Basis 1A
Published for Opposition May 24, 1983
Registration Number 1248283
Registration Date August 16, 1983
Owner (REGISTRANT) Dayco Corporation CORPORATION MICHIGAN 333 W. First St. Dayton OHIO 45402

(LAST LISTED OWNER) DAYCO PRODUCTS, INC. CORPORATION ASSIGNEE OF DELAWARE 1 PRESTIEGE PLACE MIAMISBURG OHIO 45342

Assignment Recorded ASSIGNMENT RECORDED
Attorney of Record Joseph V. Tassone
Prior Registrations 1098067
Type of Mark TRADEMARK
Register PRINCIPAL
Affidavit Text SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20031119.
Renewal 1ST RENEWAL 20031119
Live/Dead Indicator LIVE



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Word Mark DURAGARD
Goods and Services IC 001. US 001 005 006 010 026 046. G & S: HYDRAULIC FLUID AND TRANSMISSION FLUID FOR FARM AND INDUSTRIAL EQUIPMENT. FIRST USE: 19951201. FIRST USE IN COMMERCE: 19951201
IC 004. US 001 006 015. G & S: MOTOR OIL, GEAR AND BEARING LUBRICANTS FOR FARM AND INDUSTRIAL EQUIPMENT. FIRST USE: 19951201. FIRST USE IN COMMERCE: 19951201

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Design Search Code

Serial Number 76634475

Filing Date March 28, 2005

Current Filing Basis 1A

Original Filing Basis 1A

Published for Opposition December 20, 2005

Registration Number 3089245

Registration Date May 9, 2006

Owner (REGISTRANT) Advantage Dist. LLC LTD LIAB CO MINNESOTA 3434 Marion Road SE
Rochester MINNESOTA 55904

Attorney of Record William J. Ryan

Type of Mark TRADEMARK

Register PRINCIPAL

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Typed Drawing

Word Mark	DURAGARD
Goods and Services	IC 009. US 021 023 026 036 038. G & S: Electrical Plugs and Connectors. FIRST USE: 19951130. FIRST USE IN COMMERCE: 19951130
Mark Drawing Code	(1) TYPED DRAWING
Design Search Code	
Serial Number	76355139
Filing Date	January 4, 2002
Current Filing Basis	1A
Original Filing Basis	1A
Published for Opposition	August 27, 2002
Registration Number	2651854
Registration Date	November 19, 2002
Owner	(REGISTRANT) THOMAS & BETTS INTERNATIONAL, INC. CORPORATION DELAWARE 250 LILLARD DRIVE SPARKS NEVADA 89434
Attorney of Record	G. ANDREW BARGER
Prior Registrations	2099975;2111116
Type of Mark	TRADEMARK
Register	PRINCIPAL
Live/Dead Indicator	LIVE



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Typed Drawing

Word Mark	DURAGARD
Goods and Services	IC 012. US 019 021 023 031 035 044. G & S: SEMI-FITTED AND FITTED COVERS FOR VEHICLES. FIRST USE: 19990700. FIRST USE IN COMMERCE: 19990700
Mark Drawing Code	(1) TYPED DRAWING
Design Search Code	
Serial Number	75652611
Filing Date	March 3, 1999
Current Filing Basis	1A
Original Filing Basis	1B
Published for Opposition	November 9, 1999
Registration Number	2416438
Registration Date	December 26, 2000
Owner	(REGISTRANT) BUDGE INDUSTRIES, INC. CORPORATION NEW JERSEY HILLTOWN INDUSTRIAL PARK 821 TECH DRIVE TELFORD PENNSYLVANIA 18969 (LAST LISTED OWNER) FLEET CAPITAL CORPORATION CORPORATION RHODE ISLAND ONE FEDERAL STREET BOSTON MASSACHUSETTS 02110
Assignment Recorded	ASSIGNMENT RECORDED
Attorney of Record	Steve Mendelsohn
Type of Mark	TRADEMARK
Register	PRINCIPAL
Live/Dead Indicator	LIVE



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Typed Drawing

Word Mark	DURAGARD
Goods and Services	IC 017. US 001 005 012 013 035 050. G & S: Polymeric overlay material for use on plastic cards for the purposes of added protection and to render the information and images on the plastic cards more secure. FIRST USE: 19970531. FIRST USE IN COMMERCE: 19970531
Mark Drawing Code	(1) TYPED DRAWING
Design Search Code	
Serial Number	75979141
Filing Date	March 20, 1997
Current Filing Basis	1A
Original Filing Basis	1B
Published for Opposition	April 27, 1999
Registration Number	2356310
Registration Date	June 6, 2000
Owner	(REGISTRANT) DataCard Corporation CORPORATION DELAWARE 11111 Bren Road West, P.O. Box 9355 Minneapolis MINNESOTA 55440
Attorney of Record	CASSANDRA VOIGT
Type of Mark	TRADEMARK
Register	PRINCIPAL
Affidavit Text	SECT 8 (6-YR).
Live/Dead Indicator	LIVE



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Word Mark	DURAGARD
Goods and Services	IC 009. US 021 023 026 036 038. G & S: electrical plugs and connectors. FIRST USE: 19951026. FIRST USE IN COMMERCE: 19951130
Mark Drawing Code	(5) WORDS, LETTERS, AND/OR NUMBERS IN STYLIZED FORM
Design Search Code	
Serial Number	74709722
Filing Date	August 1, 1995
Current Filing Basis	1A
Original Filing Basis	1B
Published for Opposition	May 21, 1996
Registration Number	2111116
Registration Date	November 4, 1997
Owner	(REGISTRANT) AMERACE CORP. CORPORATION DELAWARE 2 North Riverside Plaza Chicago ILLINOIS 60606 (LAST LISTED OWNER) THOMAS & BETTS INERNATIONAL, INC. CORPORATION BY ASSIGNMENT, BY ASSIGNMENT DELAWARE 150 LILLARD DRIVE SPARKS NEVADA 89434
Assignment Recorded	ASSIGNMENT RECORDED
Attorney of Record	G. ANDREW BARGER
Type of Mark	TRADEMARK
Register	PRINCIPAL
Affidavit Text	SECT 15. SECT 8 (6-YR).
Live/Dead Indicator	LIVE



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Word Mark	DURA-GARD
Goods and Services	IC 009. US 021 023 026 036 038. G & S: protective industrial gloves. FIRST USE: 19950901. FIRST USE IN COMMERCE: 19950901
Mark Drawing Code	(3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS
Design Search Code	26.11.21 - Rectangles that are completely or partially shaded 26.17.01 - Bands, straight; Bars, straight; Lines, straight; Straight line(s), band(s) or bar(s) 26.17.05 - Bands, horizontal; Bars, horizontal; Horizontal line(s), band(s) or bar(s); Lines, horizontal
Serial Number	75003451
Filing Date	October 10, 1995
Current Filing Basis	1A
Original Filing Basis	1A
Published for Opposition	July 9, 1996
Registration Number	2031813
Registration Date	January 21, 1997
Owner	(REGISTRANT) Saf-T-Gard International, Inc. CORPORATION ILLINOIS 205 Huehl Road Northbrook ILLINOIS 60062
Attorney of Record	HERBERT J. SINGER
Type of Mark	TRADEMARK
Register	PRINCIPAL
Affidavit Text	SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20060921.
Renewal	1ST RENEWAL 20060921
Live/Dead Indicator	LIVE



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Word Mark	DURA GARD
Goods and Services	IC 009. US 021 023 026 036 038. G & S: electrical plugs and connectors. FIRST USE: 19951026. FIRST USE IN COMMERCE: 19951130
Mark Drawing Code	(3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS
Design Search Code	01.15.08 - Drops (rain, tear, etc.); Raindrops; Teardrops
Serial Number	74709723
Filing Date	August 1, 1995
Current Filing Basis	1A
Original Filing Basis	1B
Published for Opposition	April 30, 1996
Registration Number	2099975
Registration Date	September 23, 1997
Owner	(REGISTRANT) AMERACE CORP. CORPORATION DELAWARE 2 North Riverside Plaza Chicago ILLINOIS 60606 (LAST LISTED OWNER) THOMAS & BETTS INTERNATIONAL, INC. CORPORATION BY ASSIGNMENT DELAWARE 250 LILLARD DR. SPARKS NEVADA 89434
Assignment Recorded	ASSIGNMENT RECORDED
Attorney of Record	G. ANDREW BARGER
Type of Mark	TRADEMARK
Register	PRINCIPAL
Affidavit Text	SECT 15. SECT 8 (6-YR).
Live/Dead Indicator	LIVE



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Typed Drawing

Word Mark	DURA-GARD
Goods and Services	IC 001. US 006. G & S: AEROSOL LEAD-SULFURIC ACID VEHICLE STORAGE BATTERY CLEANER AND PROTECTOR WITH BUILT-IN ACID INDICATOR. FIRST USE: 19720905. FIRST USE IN COMMERCE: 19720905
Mark Drawing Code	(1) TYPED DRAWING
Design Search Code	
Serial Number	73001680
Filing Date	September 24, 1973
Current Filing Basis	1A
Original Filing Basis	1A
Registration Number	1023529
Registration Date	October 28, 1975
Owner	(REGISTRANT) NATIONAL CHEMSEARCH CORPORATION CORPORATION DELAWARE P.O. BOX 2170 IRVING TEXAS 75060 (LAST LISTED OWNER) NCH CORPORATION CORPORATION BY MERGER AND CHANGE OF NAME FROM DELAWARE 2727 CHEMSEARCH BOULEVARD IRVING TEXAS 75062
Assignment Recorded	ASSIGNMENT RECORDED
Attorney of Record	Bonnie Bowes Reinke
Type of Mark	TRADEMARK
Register	PRINCIPAL
Affidavit Text	SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20060111.
Renewal	2ND RENEWAL 20060111
Live/Dead Indicator	LIVE



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Typed Drawing

Word Mark	DURA-GARD
Goods and Services	IC 020. US 032. G & S: Mattresses and Box Springs. FIRST USE: 19621026. FIRST USE IN COMMERCE: 19621026
Mark Drawing Code	(1) TYPED DRAWING
Design Search Code	
Serial Number	72159920
Filing Date	December 28, 1962
Current Filing Basis	1A
Original Filing Basis	1A
Registration Number	0766372
Registration Date	March 10, 1964
Owner	(REGISTRANT) Sealy, Incorporated d.b.a. Sealy Mattress Company CORPORATION DELAWARE 666 N. Lake Shore Dr. Chicago ILLINOIS (LAST LISTED OWNER) SEALY TECHNOLOGY LLC LTD LIAB CO NORTH CAROLINA ONE OFFICE PARKWAY TRINITY NORTH CAROLINA 27370
Assignment Recorded	ASSIGNMENT RECORDED
Type of Mark	TRADEMARK
Register	PRINCIPAL
Affidavit Text	SECT 15. SECTION 8(10-YR) 20040420.
Renewal	2ND RENEWAL 20040420
Live/Dead Indicator	LIVE



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Typed Drawing

Word Mark DURA-GUARD
Goods and Services IC 019. US 001 012 033 050. G & S: lumber; wood siding. FIRST USE: 20010411. FIRST USE IN COMMERCE: 20010411
Mark Drawing Code (1) TYPED DRAWING
Design Search Code
Serial Number 78239580
Filing Date April 18, 2003
Current Filing Basis 1A
Original Filing Basis 1A
Published for Opposition January 13, 2004
Registration Number 2899508
Registration Date November 2, 2004
Owner (REGISTRANT) Hoover Treated Wood Products, Inc. CORPORATION DELAWARE 154 Wire Road P.O. Box 746 Thomson GEORGIA 30824
Attorney of Record Stanley M. Erjavac/Geoffrey D. Aurini
Prior Registrations 1563376
Type of Mark TRADEMARK
Register PRINCIPAL
Live/Dead Indicator LIVE



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Typed Drawing

Word Mark	DURA-GUARD
Goods and Services	IC 005. US 006 018 044 046 051 052. G & S: processed, sterile animal tissues for use as surgical implants. FIRST USE: 19950401. FIRST USE IN COMMERCE: 19950401
Mark Drawing Code	(1) TYPED DRAWING
Design Search Code	
Serial Number	75599869
Filing Date	December 4, 1998
Current Filing Basis	1A
Original Filing Basis	1B
Published for Opposition	July 4, 2000
Registration Number	2510881
Registration Date	November 20, 2001
Owner	(REGISTRANT) Bio-Vascular, Inc. CORPORATION MINNESOTA 2575 University Avenue St. Paul MINNESOTA 55114
Assignment Recorded	ASSIGNMENT RECORDED
Attorney of Record	David C. West
Prior Registrations	2008128
Type of Mark	TRADEMARK
Register	PRINCIPAL
Live/Dead Indicator	LIVE



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Typed Drawing

Word Mark	DURA-GUARD
Goods and Services	IC 010. US 026 039 044. G & S: processed sterile animal pericardial tissue for use as an implant in cranial surgery in humans. FIRST USE: 19950401. FIRST USE IN COMMERCE: 19950401
Mark Drawing Code	(1) TYPED DRAWING
Design Search Code	
Serial Number	74732097
Filing Date	September 21, 1995
Current Filing Basis	1A
Original Filing Basis	1A
Published for Opposition	July 23, 1996
Registration Number	2008128
Registration Date	October 15, 1996
Owner	(REGISTRANT) Bio-Vascular, Inc. CORPORATION MINNESOTA 2575 University Avenue St. Paul MINNESOTA 551141024 (LAST LISTED OWNER) SYNOVIS LIFE TECHNOLOGIES, INC. CORPORATION BY CHANGE OF NAME MINNESOTA 2575 UNIVERSITY AVENUE SUITE 180 ST. PAUL MINNESOTA 551141024
Assignment Recorded	ASSIGNMENT RECORDED
Attorney of Record	DEAN R. KARAU
Type of Mark	TRADEMARK
Register	PRINCIPAL
Affidavit Text	SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20061202.
Renewal	1ST RENEWAL 20061202
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Typed Drawing

Word Mark	DURA GUARD
Goods and Services	IC 011. US 034. G & S: COMMERCIAL GAS WATER HEATERS. FIRST USE: 19861118. FIRST USE IN COMMERCE: 19861118
Mark Drawing Code	(1) TYPED DRAWING
Design Search Code	
Serial Number	73798252
Filing Date	May 8, 1989
Current Filing Basis	1A
Original Filing Basis	1A
Published for Opposition	February 6, 1990
Registration Number	1594072
Registration Date	May 1, 1990
Owner	(REGISTRANT) RHEEM MANUFACTURING COMPANY CORPORATION DELAWARE 1100 Abernathy Road, N.E., Suite 1400 500 Northpark Town Center Atlanta GEORGIA 30328
Assignment Recorded	ASSIGNMENT RECORDED
Type of Mark	TRADEMARK
Register	PRINCIPAL
Affidavit Text	SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20001205.
Renewal	1ST RENEWAL 20001205
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Typed Drawing

Word Mark DURA-GUARD
Goods and Services IC 017. US 001. G & S: THERMOPLASTIC GREENHOUSE FILM. FIRST USE: 19841101. FIRST USE IN COMMERCE: 19841101
Mark Drawing Code (1) TYPED DRAWING
Design Search Code
Serial Number 73642910
Filing Date February 4, 1987
Current Filing Basis 1A
Original Filing Basis 1A
Published for Opposition May 26, 1987
Registration Number 1453204
Registration Date August 18, 1987
Owner (REGISTRANT) C-I-L INC. CORPORATION CANADA 90 SHEPPARD AVENUE EAST NORTH YORK, ONTARIO CANADA

(LAST LISTED OWNER) AT PLASTIC INC. CORPORATION ASSIGNEE OF CANADA 142 Kennedy Road South Brampton, Ontario CANADA L6W 3G4

Assignment Recorded ASSIGNMENT RECORDED
Attorney of Record Midge M. Hyman
Type of Mark TRADEMARK
Register PRINCIPAL
Affidavit Text SECT 15. SECT 8 (6-YR).
Live/Dead Indicator LIVE